

DECLARATION OF PENDING APPLICATION
CONTAINING ADDITIONAL SUBJECT MATTER

3/11/smm

I, the below named inventor, hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

that I verily believe that I am the original, first and sole inventor if only one name is listed at 201 below, or a joint inventor if plural

inventors are named below at 201-203, of the invention entitled: EXERCISE RESPONSIVE CARDIACPACEMAKER

which is described and claimed in the attached specification;

that this application in part discloses and claims subject matter disclosed in my earlier filed pending application,

Serial No. 379,667, filed May 19, 1982;

that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application;

that as to the subject matter of this application which is common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to said earlier application, or in public use or on sale in the United States of America more than one year prior to said earlier application;

that the common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said earlier application; and

as to applications for patents or inventor's certificate on the common subject matter filed in any country foreign to the United States of America, prior to said earlier application by me or my legal representatives or assigns,

☒ no such applications have been filed, or☐ such applications have been filed as follows:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO SAID EARLIER APPLICATION

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED UNDER 35 U.S.C. 119
				YES <input type="checkbox"/> NO <input type="checkbox"/>
				YES <input type="checkbox"/> NO <input type="checkbox"/>

ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO SAID EARLIER APPLICATION

that as to the subject matter of this application which is not common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application;

that said non-common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application; and

as to applications for patents or inventor's certificate on the invention filed in any country foreign to the United States of America prior to this application by me or my legal representatives or assigns,

☒ no such applications have been filed, or☐ such applications have been filed as follows:

EARLIEST FOREIGN APPLICATION, IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THIS APPLICATION

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)	PRIORITY CLAIMED UNDER 35 USC 119
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO

ALL FOREIGN APPLICATIONS, IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO THIS APPLICATION



POWER OF ATTORNEY: Best Available Copy appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected with. (list name and registration no.)
Harold R. Woodard, 16,241; C. David Emhardt, 18,483; Joseph A. Naughton, 19,814; John V. Moriarty, 26,207; John C. McNell, 25,533; Thomas Q. Henry, 28,309; James M. Durlacher, 28,840; Charles R. Reeves, 28,750; 302
Vincent O. Wagner, 29,596; Steve Zlatos, 30,123;

SEND CORRESPONDENCE TO:
C. David Emhardt
Woodard, Weikart, Emhardt & Naughton
One Indiana Square, Suite 2600
Indianapolis, Indiana 46204

DIRECT TELEPHONE CALLS TO:
(name and telephone number)
David Emhardt
317-634-3456

201	FULL NAME OF INVENTOR	FAMILY NAME <u>Cook</u>	FIRST GIVEN NAME <u>William</u> 40100	SECOND GIVEN NAME <u>A.</u>
	RESIDENCE & CITIZENSHIP	CITY <u>Bloomington</u>	STATE OR FOREIGN COUNTRY <u>Indiana</u> IN	COUNTRY OF CITIZENSHIP <u>United States</u>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <u>1208 E. Wylie Street</u>	CITY <u>Bloomington</u>	STATE & ZIP CODE/COUNTRY <u>Indiana 47401</u>
202	FULL NAME OF INVENTOR	FAMILY NAME <u>Fearnot</u>	FIRST GIVEN NAME <u>Neal</u> 40200	SECOND GIVEN NAME <u>E.</u>
	RESIDENCE & CITIZENSHIP	CITY <u>West Lafayette</u>	STATE OR FOREIGN COUNTRY <u>Indiana</u> IN	COUNTRY OF CITIZENSHIP <u>United States</u>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <u>832 Ashland Street</u>	CITY <u>West Lafayette</u>	STATE & ZIP CODE/COUNTRY <u>Indiana 47906</u>
203	FULL NAME OF INVENTOR	FAMILY NAME <u>Geddes</u>	FIRST GIVEN NAME <u>Leslie</u> 40300	SECOND GIVEN NAME <u>A.</u>
	RESIDENCE & CITIZENSHIP	CITY <u>West Lafayette</u>	STATE OR FOREIGN COUNTRY <u>Indiana</u> IN	COUNTRY OF CITIZENSHIP <u>United States</u>
	POST OFFICE ADDRESS	POST OFFICE ADDRESS <u>400 N. River Road#1724</u>	CITY <u>West Lafayette</u>	STATE & ZIP CODE/COUNTRY <u>Indiana 47906</u>

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 201 <u>William R. Cook</u>	SIGNATURE OF INVENTOR 202 <u>Neal E. Fearnot</u>	SIGNATURE OF INVENTOR 203 <u>Leslie A. Geddes</u>
DATE <u>10/10/83</u>	DATE <u>October 4, 1983</u>	DATE <u>October 4, 1983</u>